In the High Court for the States of Punjab and Haryana, at Chandigarh.

C.R.No. 5156 of 2007
Decided on Oct 08,2007.

Tarsem Singh -- Petitioner.

vs.

Suresh Tandon -- Respondent.

Present: Mr.H.S.Minhas,Advocate,for the petitioner.

Permod Kohli, J:(Oral)

This is a petition under Article 227 of the Constitution of India, invoking superintending jurisdiction of this Court for speedy disposal of eviction petition filed by the petitioner/ landlord under Section 13-B of East Punjab Urban Rent Restriction Act, 1949.

It is stated that the petition which is required to be heard on a day-to-day basis is pending for the last more than five years. Even when the case was transferred from one Rent Controller to another, it has not been finally decided. Various interlocutory orders have also been referred to in the petition, A perusal of the same makes it clear that the delay cannot be solely attributed to the Court. Most of the time, adjournments are sought by learned counsel for the parties and at their joint request and even arguments are not advanced on a number of hearings. Under

such circumstances, prayer made by the petitioner is without any substance. However, keeping in view the scheme of the Act, which requires speedy disposal of eviction petition filed under Section 13-B of the East Punjab Urban Rent Restriction Act, 1949, I direct the Rent Controller to dispose of the applications, particularly the application for leave to contest expeditiously and not later than four months, from the date a certified copy of this order is produced before him. The Rent Controller will ensure that the case is not unnecessarily adjourned even if request is made by learned counsel for the parties.

Disposed of accordingly.

October 08,2007 **(Permod Kohli)**
RR **Judge**